



DETROIT BOARD OF POLICE COMMISSIONERS

Minutes of the Board of Police Commissioners Meeting Thursday, September 18, 2008

The meeting of the Detroit Board of Police Commissioners was held on Thursday, September 18, 2008, 3:00 p.m. at Police Headquarters, 1300 Beaubien Street, Detroit, Michigan 48226.

ATTENDANCE

Board Members Present

Jim Holley
Ronald L. Griffin
Mohamed Okdie
Erminia Ramirez
Willie Hampton (**ABS**)

Department Personnel Present

AC Ralph Godbee
AC Robert Dunlap
DC Jamie Fields
Cmdr. Jeffrey Romeo
Cmdr. Benjamin Lee
Cmdr. Lewis Bray
Lt. Dwayne Blackman
Lt. Darwin Roche
Lt. Roscoe Mayfield
Lt. Donald Hudson
Lt. Whitney Walton
Sgt. Eddie Croxton
Sgt. Melanie Long-Thomason
Sgt. David Moore
PO Sophia Nelms
PO Felicia Jewell

Board Staff Present

Dante' L. Goss, Executive Director
Celia Banks-Washington, Attorney/Supervising Inv.
Arnold Sheard, Chief Investigator
Lawana Ducker, Personnel Director
Ainsley Cromwell, Supervising Investigator
Leslie J. Griffin, Community Affairs Coordinator
PO Kent Cooper

OTHERS PRESENT

Ron Scott	Edith Payne
Edward Moore	Dwayne Johnson
Mary Lacy	Lawanda Hail-Ruffin

RECORDERS

PO Terence Bell
Robert Brown

1. CALL TO ORDER

Comm. Ramirez called the meeting of the Detroit Board of Police Commissioners to order at 3:18 p.m.

2. APPROVAL OF AGENDA

- **Thursday, September 18, 2008**

MOTION: **Comm. Okdie** made the motion to approve the Agenda.

SECOND: **Comm. Ramirez** seconded the motion.

VOTE: All in attendance voted in the affirmative.

3. APPROVAL OF MINUTES

- **Thursday, August 28, 2008**

MOTION: Comm. Okdie made the motion to approve the Minutes.

SECOND: Comm. Ramirez seconded the motion.

VOTE: All in attendance voted in the affirmative.

- **Thursday, September 4, 2008**

MOTION: Comm. Okdie made the motion to approve the Minutes.

SECOND: Comm. Ramirez seconded the motion.

VOTE: All in attendance voted in the affirmative.

- **Thursday, September 11, 2008**

MOTION: Comm. Okdie made the motion to approve the Minutes.

SECOND: Comm. Ramirez seconded the motion.

VOTE: All in attendance voted in the affirmative.

4. BOPC OFFICER'S REPORT

1. CHAIRPERSON

2. SECRETARY'S REPORT

SUSPENSION WITHOUT PAY OF POLICE OFFICER QUINTEN JAMES, BADGE 726, ASSIGNED TO WESTERN DISTRICT

On September 2, 2008, Police Officer Quinten James, badge 726, assigned to the Western District, was charged with Operating While Intoxicated Third Offense, Possession of a Firearm While Intoxicated and Driving While License Suspended.

On September 1, 2008, at approximately 3:30 P.M., Trooper Randy Servia, badge 618, of the Michigan State Police was on eastbound I-696 at Woodward, when he observed a green four door Lincoln Town car, bearing Michigan license plate #BDU0616, swerving in and out of his lane. Trooper Servia affected a traffic stop and when he approached the vehicle he observed Officer James' eyes to be red and watery and his speech slurred. A strong odor of intoxicants emanated from Officer James' breath as he spoke. Officer James was directed to exit his vehicle and a pat down search was conducted. Trooper Servia retrieved Officer James' department issued weapon from his right hip.

It was at this time that Officer James identified himself as a Detroit police officer. Officer James was given six Field Sobriety Test; all of which he failed. He was then administered a Preliminary Breath Test which revealed a breath analysis of .29. Officer James was subsequently arrested for Operating While Intoxicated (OWI), Possession of a Firearm While Intoxicated and Driving While License Suspended. He was conveyed to the Oak Park Police Department where he was administered a Chemical Breathalyzer Test. The test resulted in a breath analysis of .25 and .27 respectively.

It should be noted that Officer James has two prior convictions. On March 13, 2000, Officer James was convicted in the city of Detroit for Operating While Impaired by Liquor. On March 23, 2002, he was convicted in the city of Oak Park for Operating under the Influence of Liquor.

On September 1, 2008, Sergeant Devon Jackson, badge S-653, of the Western District responded to the Michigan State Police Post and suspended Officer James from the department.

On September 2, 2008, a warrant recommendation was submitted to the Oakland County Prosecutor's Office for review. It was recommended that Officer James be charged with Operating While Intoxicated Third Offense, Possession of a Firearm While Intoxicated and Driving While License Suspended.

On this same date, Felony Warrant #08-0363 was issued against Officer James for the aforementioned charges. He was subsequently arraigned before the Honorable Judge Michelle Appel, of the 45th B District Court. A plea of not guilty was entered on Officer James' behalf and a bond of \$5,000 (10%) was set in addition to an alcohol tether. A Pre-Trial is scheduled for September 9, 2008. The Preliminary Examination is scheduled for October 11, 2008.

Based upon the above facts and circumstances, it is recommended that Officer James be charged with, but not limited to, the following violation of the department Rules and Regulations:

CHARGE: CONDUCT UNBECOMING AN OFFICER, CONTRARY TO THE LAW ENFORCEMENT CODE OF ETHICS; THIS BEING IN VIOLATION OF THE 2003 DETROIT POLICE DEPARTMENT MANUAL SERIES 100, DIRECTIVE 102.3 – 7.9, CONDUCT UNPROFESSIONAL, COMMAND 1.

Due to the seriousness of the conduct, I am requesting your concurrence with the suspension of Police Officer Quinten James without pay, effective September 18, 2008.

Unless **contravened** by this Board the suspension without pay shall stand.

There were no contraventions.

SUSPENSION WITHOUT PAY OF POLICE OFFICER KEITH WALKER, BADGE 4250, ASSIGNED TO COMMUNICATIONS OPERATIONS

On Saturday, September 13, 2008, at approximately 8:00 a.m., Internal Affairs received notification to respond to the Western District concerning the arrest of off-duty Police Officer Keith Walker, badge 4250, assigned to Communications Operations, for Felonious Assault/Domestic Violence. Officer Walker was involved in a physical altercation with his live-in girlfriend, while at Officer Walker's residence.

On this same date, the Alert Team responded to the Western District and received information from Sergeant Brian Fields, badge S-811, assigned to the Western District and obtained several CRISNET Reports pertaining to the incident.

On this same date, Internal Affairs conducted a written and audio taped interview of the complainant at the Western District. She stated that on September 13, 2008, at 5:15 a.m., she was assaulted by Officer Walker. She stated Officer Walker became upset over how late she arrived and he pushed her head into the wall, grabbed her purse, swung it at her, striking her approximately six (6) or seven (7) times in the head and face area. She also stated that she was punched multiple times in the head and face and was struck two (2) or three (3) times with a shoe, which caused bruising on her right thigh area. The complainant also stated that she received a laceration to her right hand from an unknown weapon during the altercation. She then fled the location and drove to the Western District to file her complaint.

A review of CRISNET Report #0809130100.1, prepared by Police Officer Keith Thompson, badge 4579, assigned to the Western District, working as the report clerk, mirrored the witness statement taken by Internal Affairs.

A review of CRISNET Report #0809130100.3, prepared by Sergeant Fields documented that on September 13, 2008, at approximately 8:00 a.m., he was dispatched to a Felonious Assault/Domestic Violence situation involving an off-duty police officer. Upon his arrival, he was met by Police Officers Derrick Flowers, badge 4673, and Thomas Kozlowski, badge 4246, assigned to Western District. While at the location, Sergeant Fields was notified by Sergeant Michael Collins, badge S-884, assigned to the Western District, that the complainant was at the Western District and had just filed a Felonious Assault/ Domestic Violence CRISNET Report with Officer Thompson, identifying Officer Walker as the perpetrator. Based on the information received from Sergeant Collins, Officer Walker was arrested for Felonious Assault/Domestic Violence and conveyed to Western District by Officers Flowers and Kozlowski.

A review of CRISNET #0809130100.2, prepared by Officer Flowers documented that he and his partner, Officer Kozlowski, were dispatched to a Felonious Assault/Domestic Violence run involving an off-duty police officer. Subsequently, they arrested Officer Walker and conveyed him to the Western District without incident.

On this same date, at approximately 11:30 a.m., Evidence Technicians were requested to respond to the Western District to

photograph the complainant. Subsequently, Police Officer Deborah Stinson, badge 612, assigned to Crime Scene Services, photographed the complainant's injuries, which included scrapes to her face, a laceration to her left hand, and bruising to her right thigh.

On September 14, 2008, the complainant was interviewed by Wayne County Assistant Prosecuting Attorney (APA) Jennifer Tink. After the interview, APA Tink recommended that Officer Walker be charged with one (1) count of Felonious Assault/Domestic Violence and one (1) count of Assault and Battery/Domestic Violence. Felony warrant #08064865 was signed by the Honorable Magistrate Charles W. Anderson III, of the 36th District Court for the recommended charges.

On this same date, Officer Walker was video arraigned while at the Western District. He pled not guilty and Magistrate Anderson released him on a \$25,000.00 personal bond. Additionally, he ordered no contact with the complainant, that Officer Walker appear at the Third Circuit Court on September 15, 2008, at 9:00 a.m., to be outfitted with a global positioning system (GPS) tether. His preliminary examination date was scheduled for September 25, 2008.

On this same date, Officer Walker was served with a Detroit Police Department Notice of Suspension. Internal Affairs took possession of Officer Walker's department issued identification card, department issued badge, department issued Glock, and one (1) department issued magazine with 15 live rounds.

Based upon the above facts and circumstances, it is recommended that Officer Walker be charged with, but not limited to, the following violation of the department Rules and Regulations:

CHARGE: CONDUCT UNBECOMING AN OFFICER, CONTRARY TO THE LAW ENFORCEMENT CODE OF ETHICS; THIS BEING IN VIOLATION OF THE 2003 DETROIT POLICE DEPARTMENT MANUAL SERIES 100, DIRECTIVE 102.3 – 7.9, CONDUCT UNPROFESSIONAL, COMMAND 1.

Due to the seriousness of the conduct, I am requesting your concurrence with the suspension of Police Officer Keith Walker without pay, effective September 18, 2008.

Unless **contravened** by this Board the suspension without pay shall stand.

There were no contraventions.

CITIZEN COMPLAINTS RECEIVED



- The Office of the Chief Investigator has a total of **1,196** active investigations, of which **946** of those are for 2008.

TOTAL WEEKLY ALLEGATIONS & COMMAND

Total CCR	COMMAND W/E 09/18/08	ALLEGATIONS									Total Allegations
		Arrest	Demeanor	Force	Harassment	Entry	Procedure	Property	Search	Service	
3	CENTRAL		1				1			2	4
3	EASTERN		1	1			1			2	5
1	NARCOTICS		1				1				2
3	NORTHEASTERN		1				1			2	4
2	NORTHWESTERN		1				2			1	4
3	SOUTHWESTERN		1				2				3
1	TACTICAL						1				1
7	Unknown Command		4	1			4			2	11
1	VIOLENT CRIMES						1				1
2	WESTERN			1			1			1	3
26			10	3			15			10	38

Chairperson Holley asked AC Dunlap what kind of assistance does the department offer an officer who has been disciplined for the same offense two or three times.

AC Dunlap stated he is sitting in for the new Chief of Police James Barren and would like to welcome him back to the department.

He stated there is some assistance available to all officers within the department. They have the right to use the Employee Assistance Program which falls under the medical section of the department.

Chairperson Holley stated if an officer is in his unit and he has a substance abuse problem, as a supervisor, doesn't he have a right to get him some help.

AC Dunlap stated that as part of the corrective discipline of the Trial Board process, if a person is found guilty, a Trial Board can make that person seek counseling and other assistance. He asked DC Fields to speak on this.

DC Fields stated the AC is correct, but more importantly they like to catch it ahead of time and that is where the MAS System (Management Awareness System) will be utilized.

Chairperson Holley stated if a person has been in trouble for the third time, then it seems as though someone failed to do the corrective action the first time.

DC Fields stated that he agrees with that analysis, and the supervisors are in training to identify these problems so they can offer them help.

Chairperson Holley stated it has been a couple of years since the Board has received a status report of the manpower of the department, such as how many are on the streets, on leave, and in Iraq. He stated that the report can be given to the Board at a later date.

AC Dunlap stated they would submit the request in writing through the personnel director.

Chairperson Holley stated that will be okay.

5. PRESENTATION/REPORT-CHIEF OF POLICE

September 18, 2008

Volume 4, Issue 38

Detroit Police Department

Report to the Board of Police Commissioners



“Building a Safer Detroit Through Community Partnerships”

The Detroit Police Department is committed to uphold its mission to provide a safe environment for our residents and businesses. This effort is not possible without the joint commitment of the community and the Police Department. We appreciate and value the role our citizens have played in helping us to take the guns and drugs off the streets of the city of Detroit.

SPECIAL ENFORCEMENT ACTIONS

Homicide

Officers of the Western District responded to the 4000 block of West Warren on a “Shooting.” Subsequent to the investigation conducted by members of Homicide, a subject was arrested and charged on September 9th with “1st Degree-Murder,” “Felon in Possession,” “Felony Firearm,” and “Habitual Offender.”

Special Points of Interest:

• Next meeting:

Thursday, September 25, 2008

@ 3:00 P.M.

**Detroit Police Headquarters
1300 Beaubien St.
Detroit, Michigan 48226**

Inside this issue:

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Western District 2

Engaging the Community

ATTENTION

Citizens wishing to make a police report may do so at the District stations in the city of Detroit. Citizens may also utilize the following District Sub-Stations to make reports.

		<u>Location</u>	<u>Hours of Operation</u>	<u>Telephone</u>
		1300 Beaubien	24 Hours	596-5100
		2151 E. Jefferson	24 Hours	596-6400
		7737 Kercheval	7 a.m. to 3 p.m.	628-2121
		19810 Grand River	10 a.m. to 3 p.m.	935-5322
		13530 Lesure	8 a.m. to 11 p.m.	596-5300
		12000 Livernois	24 Hours	237-2555
		20 Atwater	24 Hours	237-2850

September 18, 2008

Police / Community Intervention

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Northwestern District

On September 13th, officers of the Northwestern District arrested a subject wanted for a "Felony Assault/Robbery" that occurred in the 9000 block of Heyden. The subject was charged with "Robbery Armed," "Assault with Intent to do Great Bodily Harm Less Than Murder," and "Habitual 4th."



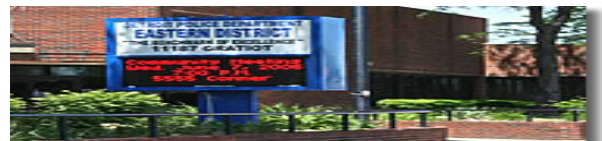
Southwestern District

On September 13th, officers of the Southwestern District were at an accident scene when they heard shots fired nearby and observed a vehicle traveling at a high rate of speed. The information was broadcasted over the air and the vehicle was subsequently stopped. Upon further investigation, recovered a weapon. Due to the officers' quick actions, four subjects were arrested and charged with "Assault with Intent to Murder."



Eastern District

On September 10th, while on patrol in the area of Gunston and Maiden, officers of the Eastern District conducted a stop of a vehicle for a traffic violation. As a result of their investigation, a subject was arrested and charged with "Violation of Controlled Substance Act" and "Fraud. Narcotics were seized.



Western District

On September 12th, while on patrol in the area of Wyoming and Kendall, officers of the Western District conducted a stop for a traffic violation. As a result of their investigation, a subject was arrested and charged with "Felon in Possession of a Firearm," "Carrying a Concealed Weapon," "Felony Firearm," and "Habitual 3rd." Two weapons were confiscated.



AC Dunlap thanked everyone for supporting the Pink Ball Benefit. They raised \$25,000 dollars to be donated to breast cancer research. He introduced Cmdr. Bray of Incident Response.

Cmdr. Bray introduced his staff and Lt. Mayfield gave a brief overview of Tactical Mobile, a unit that is responsible for crowd control and its initiatives.

SEE ATTACHMENTS

Comm. Ramirez asked whether the Negotiations Unit had officers who speak different languages.

Lt. Mayfield stated yes, they speak Spanish, Arabic and English.

Comm. Ramirez asked whether people who speak a second language paid extra.

Lt. Mayfield stated not at this time.

Comm. Ramirez asked if he foresees that to happen.

Lt. Mayfield stated it is a budget item and he doesn't know if there's money in the budget for it.

Comm. Ramirez stated that would encourage officers to learn a second language.

Chairperson Holley asked for an example or the meaning of strike force.

Lt. Mayfield stated an example would be if the districts have a backlog of runs, then they will assist them in that area.

Chairperson Holley asked if they help perform drug raids

Lt. Mayfield stated they will use SRU (Special Response Unit).

AC Dunlap stated they will help with protesters.

Chairperson Holley stated he was at the Lions football game and people were outside selling tickets and he wanted to know if that was legal.

Lt. Mayfield stated that was an issue with scalping tickets with City Council.

AC Dunlap stated there was an issue with City Council regarding tickets sales. The ordinance indicates as long as the person is selling the ticket for or below the value then it is not illegal.

Comm. Griffin asked Lt. Mayfield if his unit worked the Fireworks or Grand Prix because they aren't listed under major events.

Lt. Mayfield stated yes, it was an oversight.

Comm. Ramirez asked what is operation NIP-IT.

AC Dunlap stated NIP-IT stands for Narcotics Intensity Patrol Impact Teams. This is where officers are deployed to specific areas where there is a heavy concentration of illegal narcotics and crimes that take place.

Dir. Ducker stated she has been gathering information on providing extra pay for bi-lingual police officers.

6. STANDING COMMITTEE REPORTS

Comm. Okdie stated he will be concluding the work of the Personnel Committee within the next two weeks after he gathers all of the reports that he needs.

7. NEW BUSINESS

There was no new business.

8. OLD BUSINESS

Cmdr. Romeo gave a brief overview of the changes the department made to the directives to address the Management Awareness System and to comply with the Consent Decrees.

1. DIRECTIVE 305.1- DETAINEE INTAKE/ASSEMENT

MOTION: **Comm. Okdie** made the motion to approve the Directive.

SECOND: **Comm. Ramirez** seconded the motion.

VOTE: All in attendance voted in the affirmative.

DIRECTIVE 401.1- PERFORMANCE EVALUATION

MOTION: **Comm. Ramirez** made the motion to approve the Directive.

SECOND: **Comm. Griffin** seconded the motion.

VOTE: All in attendance voted in the affirmative.

**2. GRANT: PERMISSION TO ACCEPT A 2008 COMPETITIVE GRANT
FROM THE MICHIGAN COMMISSION ON LAW
ENFORCEMENT STANDARDS (M.C.O.L.E.S.)**

MOTION: **Comm. Okdie** made the motion to approve the Grant.

SECOND: **Comm. Ramirez** seconded the motion.

VOTE: All in attendance voted in the affirmative.

Comm. Ramirez asked Sgt. Croxton to explain the meaning of surrounding communities.

Sgt. Croxton stated due to manpower issues of the department, a portion includes some suburban departments so it doesn't have an impact on the department manpower.

Comm. Griffin asked what are the communities.

Sgt. Croxton stated they haven't been identified yet.

Comm. Ramirez stated you are paying the officers of the surrounding communities to assist you when you need them.

AC Godbee stated a cost benefit analysis was done and as a result the manpower cost to train 60 officers over exceeded the grant. There is some equipment that can be purchased with this grant, so instead of losing the grant a portion of it will allow other agencies that falls under M.C.O.L.E.S to use it as well.

3. RESOLUTION: Ms. Victoria Miller

MOTION: Comm. Griffin made the motion to approve the Resolution.

SECOND: Comm. Ramirez seconded the motion.

VOTE: All in attendance voted in the affirmative.

9. ANNOUNCEMENT OF NEXT MEETING

Chairperson Holley asked Attorney Washington to set up a meeting with the new Chief of Police, or see if he can come early before the Board meeting on Thursday. He understands that the Charter doesn't require this Board to have a say in the hiring of a Chief, but a courtesy could have been made to this Board prior to the hiring.

Comm. Ramirez asked Dir. Goss to set that up for the Board.

She asked for a follow-up on the towing regarding the memo that came out last Thursday on forfeited cars.

AC Godbee stated he isn't aware of the memo.

Exec Dir. Goss stated it was a memo sent to the towers to tow all forfeiture vehicles to the forfeiture yard.

AC Godbee stated he hasn't seen the memo and would have to review the memo before he can comment on it. But now that forfeiture has a new location, that yard is big enough so that the customer doesn't have to be double charged for storing.

Comm. Ramirez stated the letter wasn't on an official department letter head. She will give him a copy when the meeting is adjourned.

Chairperson Holley asked how the department would handle keeping a person's identity confidential if they called and gave them an address of a drug house on their street. Chairperson said that he gave information to DC Logan of the Northeastern District, and two days later, the person who called home was fire bombed.

The second scenario is what if one officer observes another officer doing something wrong and tells that officer he is wrong. As a result, the wrongdoer tells him he isn't one of them. He asked how can this be stopped?

AC Godbee stated to answer your first question, information was given to the district regarding a dope house and as a result of that, the person who gave you that information house was firebombed. He stated that he and AC Dunlap will meet with him after the meeting on this issue.

In responding to your second question, there is a policy of the Consent Decree stated that officers who observes misconduct and don't report it is guilty as well. This was instituted to change the culture of the department. If there is any harassment toward that officer, there are several tracts that can be used.

Thursday, September 25, 2008
Police Headquarters
1300 Beaubien, Rm. 328-A
Detroit, MI 48226

10. ORAL COMMUNICATION FROM THE AUDIENCE

R. Scott stated this is a very challenging day for the city. His concerned is that this Board, citizens or command staff of the department has had no say in the hiring of a new Chief in an open forum.

S. Hines stated she is very upset with the way the new Chief was selected, and it appears to be business as usual.

D. Johnson stated he owns a towing company in the city. He had a gun pulled to his head and was arrested by DPD. He is a business owner and is trying to become a productive citizen. He was accused of taking bricks from a house. He stated when he was doing wrong he didn't have this much of a headache with the police.

Chairperson Holley asked him did he have a license to tow.

D. Johnson stated yes.

Chairperson Holley asked what's your complaint.

D. Johnson stated police brutality.

Chairperson Holley stated to him that he came to the right place and will have an investigator speak with him.

R. Scott stated he spoke to Mr. Johnson and asked him to come to the meeting. He stated Mr. Johnson doesn't have a driver license because he still owes \$100.00 for tickets. He has six other people that drive his tow trucks.

Chairperson Holley stated if all he owes is a hundred dollars, because it is on record, we will help you with that.

E. Payne stated she still has not had a resolution to the complaint that she filed. She stated the complaint did not get to Internal Affairs until early June and that investigation didn't occur until August 18th. She stated Sgt. Murphy informed her six weeks ago that the report was completed and forwarded to this Board.

Chairperson Holley asked how this can be brought to closure.

E. Payne stated by having everyone who is involved to sit down with her and this Board.

Chairperson Holley asked Chief Inv. Sheard to speak to this issue.

Chief Inv. Sheard stated some information has been submitted to the Board for this case.

Comm. Ramirez stated that the numbers on the folders will tell where the complaint is.

Chairperson Holley stated he will come down and handle this so there can be closure.

Comm. Ramirez stated sometimes the case doesn't go in favor of the complainant.

E. Payne stated she understands the procedure from the OCI brochure.

Chairperson Holley stated there should be a resolution to her complaint by next Thursday.

Lt. Walton stated that her case from Internal Affairs has been completed and Ms. Payne will be hearing from them within the next two weeks.

E. Payne stated it can't be completed because she still has information that they need.

M. Lacy stated she was hoping that the new Chief would come in and clean house and she would like to get some help getting a police report.

AC Dunlap stated he would like for her to speak with Lt. Roche regarding this issue.

E. Moore stated he is the liaison for Councilman Kenyetta and his door is always open.

Comm. Okdie stated that he called Councilman Kenyetta and didn't receive a call back.

E. Moore stated he will make sure that he returns that call.

Comm. Griffin stated that there is going to be three more elections and will there be a new Chief doing each of those elections. He stated this Board must get with the current Mayor and others to discuss the issue.

11. ADJOURNMENT

The meeting was adjourned at 4:35 p.m.

Respectfully submitted,

DANTE' L. GOSS
Executive Director
Board of Police Commissioners

DLG/rb